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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

TECH CENTER 1600/2900

APPLICANTS: Rothberg *et al.*

SERIAL NUMBER: 09/814,338

EXAMINER: Young J. Kim

FILING DATE: March 21, 2001

ART UNIT: 1645

FOR: METHOD OF SEQUENCING A NUCLEIC ACID

Boston, Massachusetts
September 9, 2002

Assistant Commissioner for Patents
Washington, D. C. 20231

TRANSMITTAL LETTER

Sir:

Transmitted herewith are the following documents:

1. Response to Requirement for Restriction;
2. Preliminary Amendment; and
3. Return postcard.

Respectfully submitted,

Eric Sinn

Ivor R. Elrifi, Reg. No. 39,529

Eric Sinn, Reg. No. 40,177

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Dated: September 9, 2002

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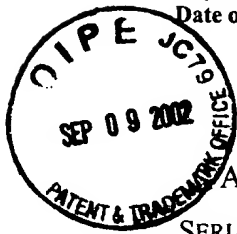


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Jm
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Assistant Commissioner for Patents
Washington, D.C. 20231

PRELIMINARY AMENDMENT

Please amend the above-identified application as follows:

In the Claims:

Please amend claim 85 to read:

A' 85. The apparatus of claim 84, wherein said detection means further comprises signal tracking means for correlating said optical signals from each of said microparticles in each of said digital images to form each said microparticle of said plurality a sequence of said optical signals.

REMARKS

By this Amendment, Applicants have amended the claims to correct the dependency of claim 85. No new matter is added. A version of claim 85 marked to show changes is enclosed with this Amendment.